

**IN THE WESTERN DISTRICT COURT OF VIRGINIA
BIG STONE/ABINGDON DIVISION**

CLERK'S OFFICE U.S. DIST. COURT
AT ABINGDON, VA
FILED

OCT 29 2018

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

MELINDA SCOTT,)
)
PLAINTIFF,)
)
V.)
)
Virginia Department of)
Medical Assistant Services)
(VA DMAS),)
)
DEFENDANT.)

CL. NO. 2:18CV00012

INITIAL DISCLOSURES

The Plaintiff, in response to the Order dated October 2, 2018, files the following in accordance with Rule 26(a)(1) and 26(3)(A)(4). Plaintiff provides here a list of pertinent names, exhibits and documents she intends to utilize and present as evidence to support the claims and defenses in her pleadings. All documents are held in her possession unless otherwise noted to be also held by a third party:

I. Exhibits

a. Exhibits and Documents supporting claims (a) through (g) of initial Complaint

1. Minor child's VA DMAS EDCD eligibility documents dated April 2016¹
2. Minor child's DMAS 7 dated September 2018²
3. Pediatric referrals for minor child between January 2017 and October 2018³
4. Marriage certificate for Plaintiff and legal spouse⁴
5. PPL Enrollment documentation for legal spouse⁵
6. Letter sent to EDCD Division of DMAS via email on February 16, 2018⁶

¹ Also held by VA DMAS and the Bedford County Health Department

² Also held by Anthem and the minor child's Pediatric office (Wellmont Medical Associates)

³ Also held by the minor child's Pediatric Office

⁴ Also held by Wise County Circuit Court

⁵ Also held by PPL

7. Emails exchanged between Plaintiff and EDCD Division of DMAS between February 2018 and March 2018⁷
8. Relevant section of VA DMAS EDCD Policy Manual (Chapter II, pg. 19)⁸
9. Verizon telephone records for communication between the Plaintiff and VA DMAS between February 2018 and May 2018⁹

b. Exhibits and Documents supporting Plaintiff's bona fide religious beliefs

10. Religious training ("homeschool") exemption forms from 2012 to 2018¹⁰
11. Vaccination exemption forms for minor children from 2006 to 2018
12. Vaccination exemption form for Plaintiff in 2013
13. LSAT Saturday Sabbath keeper letter from local minister in 2018¹¹

c. Exhibits and Documents supporting Plaintiff's letter dated February 16, 2018

14. Scholastic writings on the concept of *Yichud* in Judaism
15. Scholastic writings on the concept of *Shomer negiah* in Judaism
16. Scholastic writings on the concept of *Tzniut* in Judaism
17. Scholastic writings on the concept of *gilui arayot* in Judaism

d. Exhibits and Documents supporting Plaintiff's timeline of filing

18. Enrollment with nursing agency May 2016
19. Plaintiff's lease dated May 2016
20. Medicaid policy documents stating that those with an EIN cannot be EOR without signing over their EIN to PPL¹²
21. Plaintiff's establishment of her EIN in 2015¹³

⁶ Also held by VA DMAS EDCD Division

⁷ Also held by the VA DMAS EDCD Division

⁸ Public document

⁹ Also held by Verizon Cellular Company

¹⁰ Also held by Wise County School Board

¹¹ Also held by LSAC

¹² Public document

¹³ Also held by the IRS

22. PPL documentation demonstrating Plaintiff's attempts to enroll as EOR in 2016¹⁴
23. Foster Care Alumni Documentation¹⁵
24. Enrollment documents for 3 PPL attendants 2016 – 2018¹⁶
25. Correspondence between PPL attendant and Plaintiff during Sept.-Oct. 2016
26. Malicious CPS report for November 2016¹⁷
27. Letter sent to Nursing Agency February 2017
28. Malicious CPS report for March 2017¹⁸
29. Petition to Purge malicious CPS reports filed in Wise County Circuit Court
30. Contracts for PPL attendant hired March 2017
31. PPL documents establishing the Plaintiff's legal spouse as EOR¹⁹
32. Plaintiff's lease dated June 2017
33. Plaintiff's legal spouse's lease dated December 2017
34. Documentation demonstrating Plaintiff's legal spouse's employment and financial obligations
35. Proof of pregnancy (of Plaintiff) 2017-2018
36. Letters to the IRS in July 2017 requesting the dissolution of the Plaintiff's EIN²⁰
37. Correspondence with the IRS requesting the Plaintiff remove business letters from her EIN
38. Unemployment benefits claim from PPL attendant laid off in June 2018²¹

e. Exhibits and Documents supporting Plaintiff's standing

39. PPL documents listing the Plaintiff as EOR (Employer of Record)²²
40. Policy documents demonstrating the EOR's roles and responsibilities²³
41. Sample of a PPL timesheet²⁴

¹⁴ Also held by PPL

¹⁵ Also held by Fairfax County, VA Juvenile and Domestic Relations Court

¹⁶ Also held by PPL

¹⁷ Also held by Wise County DSS

¹⁸ Also held by Wise County DSS

¹⁹ Also held by PPL

²⁰ Also held by the IRS

²¹ Also held by the Virginia Employment Commission

²² Also held by PPL

²³ Public PPL documents

²⁴ Also held by PPL

II. Injury in Fact and Damages

a. Exhibits and Documentations

1. Correspondence from Appalachian School of Law (ASL) noting that the Plaintiff's withdrawal was processed
2. Personal correspondence between the Plaintiff and her spouse (October 2017)
3. Letter of Recommendation written by the Plaintiff's legal spouse²⁵
4. Tuition statements for the Fall of 2017 at ASL²⁶
5. Scholarship statements for the Fall of 2017 at ASL²⁷
6. Receipts for housing for Fall 2017 enrollment at ASL
7. Receipts for textbooks and educational costs for Fall 2017 enrollment at ASL

b. Calculation of Damages

8. Actual damages: \$6,000
9. Non-economic damages: n/a

III. Names

a. Persons likely to have discoverable information

1. Virginia DMAS EDCD Chief Deputy
NAME(S): Karen Kimsey, Chief Deputy
ADDRESS: 600 East Broad Street, Richmond, VA 23219
TELEPHONE: 804-786-8099

²⁵ Also held by Appalachian School of Law

²⁶ Also held by Appalachian School of Law

²⁷ Also held by Appalachian School of Law

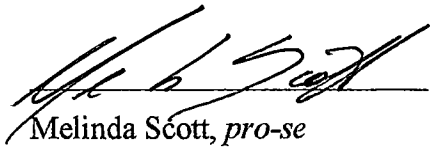
2. Virginia DMAS EDCD Employee

NAME(S): Mamie White

ADDRESS: 600 East Broad Street, Richmond, VA 23219

TELEPHONE: 804-786-8099

RESPECTFULLY SUBMITTED,

A handwritten signature in black ink, appearing to read "Melinda Scott", is written over a horizontal line.

Melinda Scott, *pro-se*

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Richmond, Virginia

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Certificate of Service

I, Melinda Scott, have mailed a copy of this Initial Disclosures to the Defendant, by counsel, to Sheri Kelly, Assistant Attorney General, at 204 Abingdon Place, Abingdon, VA 24211 & Jennifer L. Gobble, Assistant Attorney General, at 600 East Broad St., 6th flr., Richmond, Virginia 23219 on this 25th day of Oct., 2018.

Respectfully submitted,



Melinda Scott, *pro-se*

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